IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO.743 OF 2005

IN

SUIT NO.846 OF 2002

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Piyutex Synfab (I) Pvt.
Ltd. ...Plaintiff

v/s.

R.P.International & Ors. ...Defendants

...

Mr.M.J.Devani for the Plaintiff.

Mr.S.M.Tendulkar for the Defendants.

...

CORAM: D.K.DESHMUKH, J.

DATED: 6TH JUNE, 2006

P.C.:

The Plaintiff has filed this suit for recovery of the price of the goods which, it is clear from the document on record, has admittedly been received by the Defendants. Defendants are served. They are represented by lawyer. But Defendants have not filed any application for leave to defend. In terms of the provisions of Order XXXVII of the CPC, failure of the Defendant to make an application for leave to defend the suit, Plaintiff becomes entitled to judgment.

Heard the learned Counsel for the Plaintiff and the Defendants. Perused the record. Summons for judgment is granted. Suit is decreed in terms of prayer clauses (a) & (b) of the Suit. Refund of court fees as per rules.

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